

1 flexible substrate such that light is emitted by those devices outwardly and away from the flexible
2 substrate. It appears that the Examiner's position is that Parker discloses an array of light emitting
3 devices, and that Ishibashi discloses light being emitted in a direction equivalent to that recited in the
4 claims, and thus, he concludes that it would have been obvious to combine the references to achieve
5 applicants' claimed invention. However, neither Parker nor Ishibashi discloses an equivalent array to
6 that defined in applicants' claims, and thus, no combination of the cited art achieves the recited
7 invention.

8 Applicants have positively recited that the *orthogonal* array is *mounted on a flexible*
9 *substrate*. Ishibashi does not disclose an *orthogonal* array, but instead, merely teaches a plurality of
10 light emitting devices aligned in a *linear* pattern. Parker discloses an orthogonal array, however, the
11 orthogonal array disclosed by Parker *is not mounted on a flexible substrate*. FIGURE 4 of Parker
12 illustrates this distinction clearly. As shown therein, a plurality of orthogonal arrays are indicated by
13 element 31, but these orthogonal arrays are clearly disposed *behind* and not attached to flexible panel
14 assemblies 24 and 26. FIGURE 4 also clearly shows that flexible panel assemblies 24 and 26 each
15 include light sources 9 mounted to the panel assemblies, but light sources 9 *are not disposed* in any
16 orthogonal array. Thus, even if the combination suggested by the Examiner is made, the result will
17 not be a flexible substrate upon which a plurality of light emitting devices arranged in an orthogonal
18 array are mounted such that light emitted by the devices is directed outwardly and away from the
19 flexible substrate, as recited in applicants' claims. Accordingly, the rejection of Claims 1, 2, 4, 8, 12
20 and 25 should be withdrawn.

21 Referring now to Claim 23, applicants note that Claim 23 positively recites a flexible
22 substrate having an upper and a lower surface, the lower surface being mounted to a vehicle, and that
23 an array of light emitting devices are mounted to the upper surface of the flexible substrate, such that
24 light emitted from the array is directed outwardly and away from the flexible substrate. The
25 Examiner asserts that Parker can be modified in view of Ishibashi to achieve an equivalent invention.
26 However, upon careful review of the recited elements and a comparison to the disclosure of the cited
27 art, it is apparent that no combination of Parker and Ishibashi can achieve the recited invention.
28 Ishibashi and Parker each discloses flexible substrates; however, neither of the flexible substrates
29 disclosed in the prior art is equivalent to the recited flexible substrate in applicants' Claim 23.

30 As noted above, the recited flexible substrate of this claim comprises a lower surface mounted
31 to a vehicle, and an upper surface to which is mounted an array of light emitting devices emitting
32 light upwardly and away from the flexible substrate. The flexible substrate of Parker, shown in
33 FIGURE 3 of this reference, is mounted to a vehicle, and does include a plurality of light emitting
34 devices. Furthermore, the surface of the flexible substrate that is mounted to the vehicle is not
35 opposite the surface to which the light emitting devices are mounted, but instead, the surface of the

1 flexible substrate that is mounted to the vehicle is disposed at right angles to the surface on which the
2 light emitting devices are mounted. Referring specifically to panel 26 in Parker, if light sources 9 are
3 mounted to the upper surface of the flexible substrate, then it is a side surface of the substrate, not the
4 lower surface, that is mounted to the vehicle. Similarly, if one were to define the surface of the
5 flexible substrate mounted to the vehicle in Parker as its lower surface, then the light devices are
6 mounted to a side surface. Applicants' claim positively recites upper and lower surfaces, and there is
7 no logical basis for interpreting that language so as to conclude the upper and lower surfaces are
8 disposed at right angles to each other, rather than being disposed opposite each other.

9 Note that Ishibashi does not disclose an equivalent flexible substrate, either. Referring to
10 FIGURE 1 of Ishibashi, it is apparent that light emitting diodes 11 are placed upon upper half 4 of the
11 flexible substrate, and then lower half 5 of the flexible substrate is folded over upper half 4,
12 sandwiching the light devices between the two halves. No surface of Ishibashi's flexible substrate is
13 mounted to a vehicle. Ishibashi's entire flexible substrate is encapsulated in a holding body 14 (see
14 in particular FIGURE 7), and thus, no surface of Ishibashi's flexible substrate is mounted to anything
15 other than the holding body and light emitting diodes. Accordingly, no combination of the flexible
16 substrates of Ishibashi and Parker can achieve the recited flexible substrate of applicants' claim,
17 without significant modification, which lies outside the scope of the disclosure of the cited art.
18 Accordingly, the rejection of Claims 23 and 24 should be withdrawn.

19 Claim 26 positively recites a flexible substrate having a rear surface, a front surface, and a
20 plurality of edges, such that a surface area of both said rear surface and said front surface are each
21 individually substantially larger than a surface area of any of said edges, and a plurality of solid-state
22 light emitting devices mounted in a high density array on the front surface of the flexible substrate, said
23 high density array having a size and shape substantially similar to a size and shape of the front surface of
24 the flexible substrate, such that substantially all of the front surface of the flexible substrate is covered by
25 the plurality of solid-state light emitting devices, the plurality of solid-state light emitting devices emitting
26 light outwardly and away from the front surface of the flexible substrate. No combination of the flexible
27 substrates of Ishibashi and Parker can achieve the flexible substrate recited in Claim 26.

28 Parker discloses flexible substrates in which the light sources are mounted along the edges of
29 the flexible substrates, rather than on a front surface. Note that arrays 31 are not mounted to the
30 flexible substrate at all, but instead are disposed *behind* the flexible substrates. Light sources 9 are
31 always mounted along the edges (surfaces having smaller surfaces areas than the front or rear). It is
32 not surprising that Parker discloses mounting light sources along the edges, as that configuration is a
33 critical feature of Parker's invention. By using optically transmissive substrates in Parker, light is
34 directed into the substrate from an edge, causing substantially the entire upper and lower surfaces of
35 the substrate to glow (except where the substrate is masked). In contrast, substantially the entire

1 upper surface of applicants substrate is illuminated, because a high density array of light emitting
2 devices are mounted over substantially the entire upper surface of the substrate, and these devices
3 emit light outwardly and away from the substrate.

4 With respect to Ishibashi, the array of light emitting diodes are sandwiched between upper
5 and lower halves (which are folded over each other along line 3). The light emitted from the light
6 emitting diodes in Ishibashi is not emitted outwardly and away from the upper and lower halves, but
7 instead, is emitted outwardly and away from an edge of the flexible substrate (note the position of
8 lens 13 in FIGURE 1). The edge of the flexible substrate closest to lens 13 cannot be equivalent to
9 applicants' recited upper surface, because that edge has a substantially smaller surface area than
10 upper and lower halves 4 and 5.

11 Accordingly, no combination of Ishibashi and Parker can provide *a flexible substrate having a*
12 *rear surface, a front surface, and a plurality of edges, such that a surface area of both said rear*
13 *surface and said front surface are each individually substantially larger than a surface area of any of*
14 *said edges, and a plurality of solid-state light emitting devices mounted in a high density array on the*
15 *front surface of the flexible substrate, said high density array having a size and shape substantially*
16 *similar to a size and shape of the front surface of the flexible substrate, such that substantially all of the*
17 *front surface of the flexible substrate is covered by the plurality of solid-state light emitting devices, the*
18 *plurality of solid-state light emitting devices emitting light outwardly and away from the front surface of*
19 *the flexible substrate* without significant modification. But the required modification is not disclosed
20 or suggested by the cited art. Accordingly, the rejection of Claims 26 should be withdrawn.

21 Furthermore, for the following additional reason, the rejection of independent
22 Claims 1, 23, 25, and 26 should be withdrawn. As noted above, a fundamental required principle of
23 operation in Parker is directing light inwardly into an optically transmissive substrate, thereby
24 causing substantially the entire upper and lower surfaces of the substrate to glow (except where the
25 substrate is masked). Each of applicants' independent claims positively recites mounting light
26 emitting devices to a flexible substrate so that light is emitted outwardly and away from the substrate.
27 To modify Parker to achieve an equivalent applicants' claimed invention requires fundamentally
28 changing the required mode of operation disclosed by Parker. Light devices 9 and array 31 of Parker
29 direct light into a light transmissive flexible substrate. None of the light devices disclosed by Parker
30 emit light outwardly and away from the substrate. Note that if a non-light transmissive flexible
31 substrate were to be used in Parker's device, all light would be blocked. If the same non-light
32 transmissive flexible substrate were to be used in applicants' device, no light would be blocked,
33 because no light is directed into the flexible substrate.

34 MPEP 2143.01 states that the proposed modification cannot change the principle of operation
35 of a reference (entire citation reproduced below).

1 If the proposed modification or combination of the prior art would change the
2 principle of operation of the prior art invention being modified, then the
3 teachings of the references are not sufficient to render the claims *prima facie*
4 obvious. *In re Ratti*, 270 F.2d 810, 123 USPQ 349 (CCPA 1959) (Claims were
5 directed to an oil seal comprising a bore engaging portion with outwardly
6 biased resilient spring fingers inserted in a resilient sealing member. The
7 primary reference relied upon in a rejection based on a combination of
8 references disclosed an oil seal wherein the bore engaging portion was
9 reinforced by a cylindrical sheet metal casing. Patentee taught the device
10 required rigidity for operation, whereas the claimed invention required
11 resiliency. The court reversed the rejection holding the "suggested combination
12 of references would require a substantial reconstruction and redesign of the
13 elements shown in [the primary reference] as well as a change in the basic
14 principle under which the [primary reference] construction was designed to
15 operate." 270 F.2d at 813, 123 USPQ at 352.).

16 Just as modifying a rigid seal to achieve a resilient seal is impermissible if such a change
17 fundamentally changes the principle of operation disclosed in a cited reference, modifying Parker to
18 achieve light emitting devices disposed to emit light outwardly and away from a flexible substrate on
19 which the light devices are mounted is impermissible, because such a modification fundamentally
20 changes the principle of operation of Parker (which requires that light be directed inwardly into the
21 flexible substrate on which the light devices are mounted). For this additional reason, the rejection of
22 Claims 1, 2, 4, 8, 12, 23, 25, and 26 as obvious over Parker in view of Ishibashi should be withdrawn.
23 Independent Claim 13 Rejected Under 35 U.S.C. § 103(a)

24 The Examiner has rejected Claim 3 under 35 U.S.C. § 103(a) as being unpatentable over
25 Parker (previously cited) in view of Duarte (previously cited). The Examiner has further rejected
26 Claims 5, 7, 13-17, 19, 20 and 22 under 35 U.S.C. § 103(a) as being unpatentable over Parker
27 (previously cited) in view of Ishibashi (U.S. Patent No. 5,931,577), further in view of Gustafson
28 (previously cited). Further, the Examiner has rejected Claims 10 and 11 under 35 U.S.C. § 103(a) as
29 being unpatentable over Parker (previously cited) in view of Parkyn (previously cited). Claims 18
30 and 21 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Parker (previously cited) in
31 view of Gustafson (previously cited), and further in view of Parkyn (previously cited). Applicants
32 respectfully disagree with each of these rejections for the following reasons.

33 Claims 3, 5, 7, 10 and 11 are patentable over the combination of references cited for at least
34 the same reasons as Claim 1, which is patentable for the reasons noted above. Claims 14-17, 18, 19,
35 20, 21, and 22 are patentable for at least the same reasons as Claim 13, which is patentable for at the
reasons noted below.

With respect to Claim 13, the Examiner admits that Parker does not disclose the recited
conductive traces in the flexible substrate, and relies on Gustafson for teaching such elements.

1 Applicants note that Claim 13 positively recites a plurality of solid-state light emitting devices spaced
2 apart over at least a defined portion of an outer surface of the flexible substrate and mounted thereto,
3 such that the plurality of solid-state light emitting devices emit light outwardly and away from said
4 flexible substrate. Claim 13 also positively recites that the flexible substrate is sized and shaped to
5 cover a portion of a vehicle's exterior.

6 Referring to Gustafson, the disclosed flexible substrate is fully encapsulated in a protective
7 polymer, which is then placed into a protective track. The polymers suggested by Gustafson are
8 noted for their strength, not their flexibility. The completed assembly is designed to be rugged and
9 durable, and is not flexible. Thus, Gustafson's flexible substrate cannot be considered to sized and
10 shaped to cover a non planar portion of a vehicle's exterior.

11 The Examiner asserts that Gustafson explicitly discloses a flexible light panel for use on *non*
12 *planar* surfaces, citing to column 10 lines 12-18. That section is reproduced below, along with
13 related text.

14 It is contemplated that the light strip according to the above described
15 embodiments of the present invention has application in a wide variety of
16 environments. The following includes several of these contemplated
17 applications although the following is not intended to be an exhaustive list.

18 The light strip has application in a traffic control environment, such as:

19 Aircraft guidance lighting; ground vehicle guidance lighting; chasing-effect
20 guidance lighting from runway to arrival gate; red/green traffic control lighting
21 across active runways; taxiway numbering; directional sign outline lighting;
22 smart sensor-activated lighting for traffic control; temporary barrier
23 demarkation; high hazard permanent marking; traffic impedance marking (i.e.,
24 dangerous bridge abutments, narrow zones, etc.); active road signs; left
25 turn/right turn guidance strip; contra-flow control with directional LEDs;
26 difficult intersection control; high fog area line markers; inclusion of smart
27 sensors for traffic control; toll booth control lighting; mobile control signs;
28 traffic light replacement bulb fixture; pedestrian crossing lighting; pedestrian
29 crossing island lighting; road signs (i.e., stop signs, etc.); and road triangles.

30 The light strip of the present invention also has various automotive
31 applications, such as: truck running lights; truck decorative panels; truck side
32 panel turn indicators; car/truck running board lights; visibility lights for police
33 cars; airplane aisle lighting; train aisle lighting; bus aisle lighting; ship
34 markings; trailer hitch lights; lighting for vehicle docking bays.

35 In addition, the light strip of the present invention has many structural
applications, such as: helicopter pads; well deck indicator lighting; gangway
lighting; mobile platform lighting; ladder lighting; night vision lighting; dock
lighting; architectural outlining; marina/dock demarkation; passenger control
on platforms; theater aisle lighting; restaurant aisle lighting; nightclub lighting;

1 stage and theater guidance lighting; hospital directional guidance lighting;
2 factory demarkation for fork lift loaders; step and entrance lighting; auditorium
3 aisle lighting; swimming pool game lighting; Christmas lighting; toy-
4 implemented lighting; bicycle lighting; sports training device lighting; ski trail
5 lighting; landscape design-related lighting; fountain lighting; antenna lighting;
6 camping lighting; tent lighting; and party canopy lighting (column 9, line 56 to
7 column 10, line 33).

8 While the Examiner correctly notes that Gustafson indicates an expected use of the disclosed
9 light strip includes vehicular applications, the Examiner improperly asserts that Gustafson discloses a
10 flexible light strip for mounting to *non planar* surfaces of a vehicle. None of the uses described by
11 Gustafson suggests mounting the light strip to a non planar surface. Merely because a vehicle *may*
12 include planar and non planar surfaces is not a justification for the Examiner to assert that Gustafson
13 describes mounting his light strips to a non planar surface of a vehicle. Every single application noted
14 above in the quote from Gustafson can be achieved by mounting light strips to non planar surfaces. In
15 particular, "truck running lights; truck decorative panels; truck side panel turn indicators; car/truck
16 running board lights; visibility lights for police cars" do not require mounting a substrate to a non
17 planar surface. Many vehicles exist that have exterior planar surfaces, so the ability to conform to a
18 non planar surface is not required to employ the disclosed invention of Gustafson for truck running
19 lights; truck decorative panels; truck side panel turn indicators; car/truck running board lights; and
20 visibility lights for police cars. A rigid and substantially inflexible light strip, such as described by
21 Gustafson, can be used in all those application by being mounted on a substantially planar surface
22 Further, many of the applications specified by Gustafson pertain only to planar surfaces, such as
23 runways, taxiways, ladder lighting, road signs (i.e., stop signs, etc.), and road triangles.

24 As discussed above, Parker discloses light devices disposed to emit light into a optically
25 transmissive flexible substrate, and thus, Parker does not disclose light emitting devices that emit
26 light outwardly and away from the flexible substrate. Also as noted above, any attempt to combine
27 Parker with a prior art reference that does disclose light emitting devices designed to emit light
28 outwardly and away from a flexible substrate is impermissible per MPEP 2143.01, which states that
29 the proposed modification cannot change the principle of operation of a reference. The combination
30 suggested by the Examiner impermissibly attempts to change the principle of operation of Parker
31 (light emitted *into* a flexible substrate). Because Gustafson does not disclose a light bar adapted to be
32 used with non planar surfaces, and Parker may not be modified so that its principle of operation is
33 changed, the rejection of Claim 13, and all claims depending from Claim 13, should be withdrawn.

34 Rejection of Independent Claim 23 under 35 U.S.C. § 103(a)

35 The Examiner has rejected Claim 23 under 35 U.S.C. § 103(a) as being unpatentable over
Gustafson (previously cited) in view of Parker (previously cited) and Ishibashi (U.S. Patent

1 No. 5,931,577). The Examiner has further rejected Claim 24 under 35 U.S.C. § 103(a) as being
2 unpatentable over Gustafson (previously cited) in view of Parker (previously cited), further in view of
3 Duarte (previously cited). Applicants respectfully disagree with this rejection for the following
4 reasons.

5 Independent Claim 23 recites a method for providing external lighting to a vehicle,
6 comprising the steps of providing a flexible substrate having an upper surface and a lower surface,
7 mounting an array of light emitting devices in a spaced-apart array on the upper surface of the
8 flexible substrate, so that light is emitted outwardly and away from the flexible substrate, protecting
9 the light emitting devices with a flexible, generally light transmissive cover, and attaching the lower
10 surface of the flexible substrate to an external surface of the vehicle, so that the flexible substrate and
11 the flexible generally light transmissive cover conform to even a non-planar shape of the external
12 surface.

13 The Examiner asserts that Gustafson discloses the recited method except for attaching the flexible
14 substrate to an external surface so the substrate and cover conform to non-planar surfaces, but that Parker
15 discloses such a step. Applicants respectfully submit that Gustafson does not disclose protecting a
16 plurality of light sources with a *flexible, generally transmissive light cover*. In fact, even though the
17 substrate of Gustafson may be flexible, the balance of the elements of Gustafson's device are not flexible,
18 and a stated purpose of Gustafson's invention is to provide a rugged and durable light strip *that is not*
19 *flexible*. Gustafson most emphatically *does not* state that a purpose of his invention is to provide a
20 flexible light strip that can conform to a non planar surface. At column 1, lines 37-66, Gustafson clearly
21 discloses that a mechanically strong protective "sheath" is preferred. Note that with respect to the
22 encapsulating material, Gustafson specifically discloses that the encapsulant must be "durable and capable
23 of withstanding considerable loads" (column 4, lines 20 and 21). A material that is durable and capable of
24 withstanding considerable loads is generally not considered to be a flexible material, unless the material is
25 specifically selected for both structural strength *and* flexibility. Clearly, Gustafson fails to teach or suggest
26 that the encapsulant is *flexible*.

27 Also, Gustafson teaches that the flexible substrate and the light transmissive mechanically strong
28 encapsulant are placed into a rigid track (i.e., aluminum, column 4, line 60) for additional durability. Based
29 on Gustafson's disclosure it is not reasonable to conclude that Gustafson teaches a flexible device that can
30 conform to a non planar surface, or that the reference suggests a flexible, light transmissive cover. Indeed,
31 Gustafson explicitly describes using his device on planar surfaces (airport taxiways and highways,
32 column 5, line 8), and as noted above, none of the applications described by Gustafson require securing
33 the light bar to a non planar surface.

34 The Examiner appears to suggest that because Parker discloses a flexible protective
35 lens/film 34, it would have been obvious to employ the flexible lens/film of Parker in lieu of the

1 mechanically strong encapsulant of Gustafson, to achieve the recited invention. However, Gustafson
2 teaches away from such a modification, because the primary goal of Gustafson is to provide a
3 mechanically strong light strip to attach to planar surfaces. The flexible lens/film of Parker would not
4 provide a mechanically strong light strip as required by Gustafson, and thus, such a modification
5 would not be obvious. Similarly, the stated utility of Gustafson is to provide a rugged light strip, and
6 the suggested modification is impermissible per MPEP 2143.01, which states that the proposed
7 modification cannot render the prior art unsatisfactory for its intended purpose (entire citation
8 reproduced below).

9 If [the] proposed modification would render the prior art invention being
10 modified unsatisfactory for its intended purpose, then there is no suggestion or
11 motivation to make the proposed modification. *In re Gordon*, 733 F.2d 900,
12 221 USPQ 1125 (Fed. Cir. 1984) (Claimed device was a blood filter assembly
13 for use during medical procedures wherein both the inlet and outlet for the
14 blood were located at the bottom end of the filter assembly, and wherein a gas
15 vent was present at the top of the filter assembly. The prior art reference
16 taught a liquid strainer for removing dirt and water from gasoline and other
17 light oils wherein the inlet and outlet were at the top of the device, and wherein
18 a pet-cock (stopcock) was located at the bottom of the device for periodically
19 removing the collected dirt and water. The reference further taught that the
20 separation is assisted by gravity. The Board concluded the claims were *prima*
21 *facie* obvious, reasoning that it would have been obvious to turn the reference
22 device upside down. The court reversed, finding that if the prior art device
23 was turned upside down it would be inoperable for its intended purpose
24 because the gasoline to be filtered would be trapped at the top, the water and
25 heavier oils sought to be separated would flow out of the outlet instead of the
26 purified gasoline, and the screen would become clogged.)

27 "Although statements limiting the function or capability of a prior art device
28 require fair consideration, simplicity of the prior art is rarely a characteristic
29 that weighs against obviousness of a more complicated device with added
30 function." *In re Dance*, 160 F.3d 1339, 1344, 48 USPQ2d 1635, 1638 (Fed.
31 Cir. 1998) (Court held that claimed catheter for removing obstruction in blood
32 vessels would have been obvious in view of a first reference which taught all
33 of the claimed elements except for a "means for recovering fluid and debris" in
34 combination with a second reference describing a catheter including that
35 means. The court agreed that the first reference, which stressed simplicity of
structure and taught emulsification of the debris, did not teach away from the
addition of a channel for the recovery of the debris.).

Gustafson states that the intended use of the disclosed method is to produce a rugged and
durable device suited for use on surfaces such as roads and runways, which are substantially planar.
Modifying the method of Gustafson to employ the flexible lens/cover of Parker would result in a

1 mechanically flexible device similar to those devices that Gustafson indicates are unsuitable, in the
2 Background of the Invention section of Gustafson's disclosure.

3 Applicants positively recite a method for fabricating a lighting device that can conform to a
4 non planar surface. The method requires the use of a flexible substrate, and a flexible light
5 transmissive cover. The Examiner improperly asserts that Gustafson discloses an equivalent flexible
6 light transmissive cover. In fact, Gustafson explicitly discloses that the light transmissive cover fully
7 encapsulates the flexible substrate, and that the light transmissive cover must be mechanically strong
8 enough to protect the LEDs from mechanical damage due to excessive loads. The specific materials
9 disclosed by Gustafson include Surlyn® polymers from Dupont, and polychlorotrifluoroethylene
10 (PCTFE). In applicants' prior response, applicants pointed out the flexural modulus of these materials is
11 comparable to that of *rigid* polyurethane. Dupont describes Surlyn® as being tough, abrasion resistant,
12 scuff resistant, and chemical resistant (<http://www.dupont.com/industrial-polymers/surlyn/H-80035-1.html>). However, *flexible* is not a term one skilled in the art would use to describe Surlyn®.
13 Significantly, Dupont also manufactures flexible polymers, under the name Pyralux®. Dupont
14 describes Pyralux® as being offered by the DuPont Flexible Materials Group, which develops,
15 manufactures and markets flexible, solderable, metal clad laminates, coverlays, and bonding
16 adhesives for the fabrication of thin, solderable, high density electrical interconnects used to make
17 circuitry for single and double-sided, multilayer flex and rigid-flex applications
18 (<http://www.dupont.com/fcm/products/pyralux.html>). Notably, Surlyn® is not a product offered by
19 DuPont's Flexible Materials Group. There is simple no basis for concluding that Gustafson discloses
20 or suggests the use of a flexible, light transmissive cover. Finally, Gustafson explicitly discloses
21 inserting the light bar into a protective track made of high density plastic or aluminum, which clearly
22 is not flexible.
23

24 Because there is no basis for concluding that the lighting bar disclosed by Gustafson is
25 flexible or includes a flexible cover like the light panel recited by applicants' claims, and modifying
26 Gustafson to achieve a flexible light panel or flexible cover is contrary to the stated purpose and use
27 of Gustafson, the combination of art suggested by the Examiner does not render Claim 13
28 unpatentable. Accordingly, the rejection of Claim 13 and it's dependent claims should be withdrawn.

29 Claims Objected to by the Examiner

30 The Examiner has objected to Claim 6, noting that it would be allowed if rewritten to include
31 all elements of the base claim and any intervening claims. Because the prior amendment
32 distinguished Claim 1 over the cited art, Claim 6 is patentable for at least the same reason as Claim 1,
33 and applicants elect to not rewrite Claim 6 in independent form at this time.

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1 In consideration of the preceding Remarks, it will be apparent that all claims in this
2 application are patentable. The Examiner is therefore requested to pass this application to Issue
3 without further delay. In the event that any issues remain unresolved, the Examiner is invited to
4 telephone applicants' attorney at the number listed below.

5
6 Respectfully submitted,

7
8 *Ron Anderson*

9
10 Ronald M. Anderson
11 Registration No. 28,829

12 I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed
13 envelope as first class mail with postage thereon fully prepaid addressed to: Commissioner of Patents and
14 Trademarks, Arlington, VA 22202, on May 9, 2002.

15 Date: May 9, 2002

16 *Kathy Pannin*

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